

Attorney Docket No.: 1009-003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

International Appl. No.: PCT/GB04/03566
I.A. Filing Date: 08/19/2004
Applicant(s): Tony Richards and Steve Fitz
U.S. Application No.: 10/568,569
Title: PROXIMITY DETECTING APPARATUS
Confirmation No.: 6482

Certificate of Mailing Under 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **COMMISSIONER FOR PATENTS**, PO Box 1450, Alexandria, VA 22313-1450 on:

Date: November 2, 2006

By: Mary A. Maietta
(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: Mary A. Maietta

COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
(DO/EO/US)

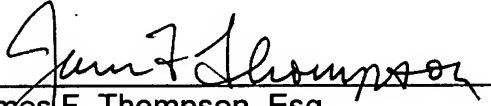
Sir:

In response to the Notification of Missing Requirements dated September 5, 2006 in connection with the above-identified Application, Applicants enclose an executed Declaration/Power of Attorney in compliance with 37 CFR 1.497(a) and (b).

Applicant hereby petitions for any extension of time which is required to Maintain the pendency of this case. If the enclosed fee is insufficient or if there is an overpayment of the enclosed fees, the balance and/or credit may be charged and/or credited to the account of the undersigned, Deposit Account No. 50-3661.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 616-2900, in Westborough, Massachusetts.

Respectfully submitted,


James F. Thompson, Esq.
USPTO Registration No. 36,699
Attorney for Applicant(s)
Bainwood, Huang & Associates, LLC
Highpoint Center
2 Connector Road
Westborough, Massachusetts 01581
Telephone: 508-616-2900
Facsimile: 508-366-4688

Attorney Docket No.: 1009-003

Dated: November 2, 2006

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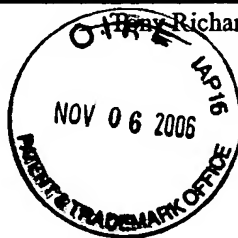


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/568,569	Henry Richards	1009-003

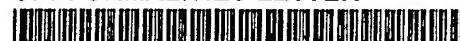
47654
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 2 CONNECTOR ROAD
 SUITE 2A
 WESTBOROUGH, MA 01581



INTERNATIONAL APPLICATION NO.	
PCT/GB04/03566	
I.A. FILING DATE	PRIORITY DATE
08/19/2004	08/19/2003

CONFIRMATION NO. 6482

371 FORMALITIES LETTER



OC000000020298114

Date Mailed: 09/05/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/16/2006
- Copy of the International Search Report filed on 02/16/2006
- Copy of IPE Report filed on 02/16/2006
- Preliminary Amendments filed on 02/16/2006
- U.S. Basic National Fees filed on 02/16/2006
- Priority Documents filed on 02/16/2006
- Specification filed on 02/16/2006
- Claims filed on 02/16/2006
- Abstracts filed on 02/16/2006
- Drawings filed on 02/16/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

RECEIVED

Date: 9/8/06
 By: [Signature]

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,569	PCT/GB04/03566	1009-003

FORM PCT/DO/EO/905 (371 Formalities Notice)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Signature: Mary A. Maietta

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PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith are the following:

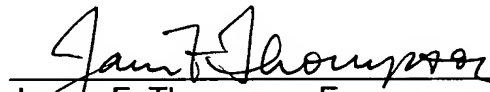
- 2 -

- [x] Transmittal Letter (this form, 2 Pages, in duplicate), Total Pages: 4;
- [x] Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); Total Pages: 2;
- [x] Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); Total Pages: 2;
- [x] Executed Declaration and Power of Attorney, Total Pages: 3;
- [x] Return Receipt Pre-paid Postcard (in duplicate), Total Postcards: 2;
- [x] Authorization to charge Deposit Account No. 50-3661, if required;
- [x] Check in the amount of: \$130.00, to cover Surcharge for Late Oath or Declaration Fee and Assignment Recordation fee.

If the enclosed fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 50-3661.

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2 Connector Road
Westborough, Massachusetts 01581
Telephone: 508-616-2900
Facsimile: 508-366-4688

11/09/2006 GREY1 00000032 10566559

01 FD:1517

130.00 SP

Attorney Docket No.: 1009-003

Dated: November 2, 2006